IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re the application of: |) Examiner: Kathryn L. Assadi |
|--|--------------------------------|
| |) |
| Inventor: W. Stan Wilson |) Group Art Unit: 3763 |
| |) |
| Division of U.S. Serial No. 09/465,101 |) Docket No. ACS 59175 (2160D) |
| |) |
| Filed: Concurrently |) |
| |) |
| For: CATHETER ASSEMBLY AND |) |
| METHOD OF USE |) December 12, 2001 |
| | |

PRELIMINARY AMENDMENT

Commissioner for Patents Washington, D.C. 20231

Sir:

Please cancel without prejudice claims 1-9. Claim 10 remains pending.

Consideration on the merits is respectfully requested.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

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Exhibit <u>3</u>
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